

Sep. 9. 2004 4:14PM

No. 1041 P. 1

REVEO-0048USAACN02  
Serial No. 10/601,761  
Response to Office Action dated June 9, 2004

<sup>1 of 2</sup>  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

SEP 09 2004

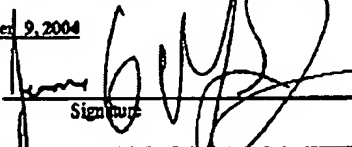
APPLICANT: Faris et al. )  
SERIAL NO.: 10/601,761 ) Group Art Unit  
FILING DATE: June 23, 2003 ) 2871  
FOR: Electro-Optical Glazing Structures )  
Having Total-Reflection and Transparent )  
Modes of Operation for Use in Dynamical )  
Control of Electromagnetic Radiation )  
Examiner  
Chowdhury, Tarifur Rashid

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER**

Sir:

This Terminal Disclaimer is submitted in conjunction with the Amendment of  
June 9, 2004.

<b>Certificate of Transmission under 37 CFR 1.8</b>	
I hereby certify that this correspondence is being facsimile transmitted to (701) 872-9306 on	
September 9, 2004	
Jerome K. Mitchell (Name of Person Transmitting Paper)	 Signature
	7/9/04 Date

10/20/2004 AJDHNS01 00000005 501648 10601761

02 FC:2202 108.00 DA

REVEO-0048USAACNO2  
Serial No. 10/601,761  
Response to Office Action dated June 9, 2004

2 of 2

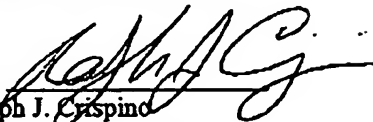
The owner, Reveo, Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,559,903. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney or agent of record.

Terminal disclaimer fee under 37 CFR 1.20(d) of \$55 (Applicant is a small entity) included. The Commissioner is hereby authorized to charge the amount of \$55 to Deposit Account No. 501648 maintained by Applicant.

Respectfully submitted,

By:   
Ralph J. Crispino  
Registration No. 46,144

Date: September 9, 2004  
REVEO, INC.  
85 Executive Boulevard  
Elmsford, New York 10523  
Telephone (914) 798-7270  
Facsimile (914) 345-9558

Sep. 9. 2004 4:14PM

No. 1041 P. 3

REVED-0048USAACNO2  
Serial No. 10/601,761  
Response to Office Action dated June 9, 2004

1 of 19

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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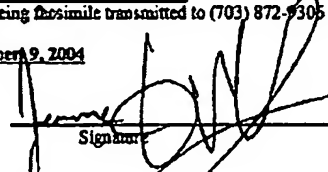
**SEP 09 2004**

APPLICANT: Faris et al. )  
SERIAL NO.: 10/601,761 ) Group Art Unit  
FILING DATE: June 23, 2003 ) 2871  
FOR: Electro-Optical Glazing Structures ) Examiner  
Having Total-Reflection and Transparent ) Chowdhury, Tarifur Rashid  
Modes of Operation for Use in Dynamical )  
Control of Electromagnetic Radiation )

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO OFFICE ACTION**

In response to the Office Action in the present application mailed June 9, 2004 please  
amend the claims as follows:

<b><u>Certificate of Transmission under 37 CFR 1.8</u></b>	
I hereby certify that this correspondence is being facsimile transmitted to (703) 872-9306 on	
<u>September 9, 2004</u>	
<u>Jerome K. Mitchell</u> (Name of Person Transmitting Paper)	 Signature
	<u>9/9/2004</u> Date

10/20/2004 AJOHNS01 00000005 501648 10601761

01 FC:2814 55.00 DA

REVEO-0048USAACNO2  
Serial No. 10/601,761  
Response to Office Action dated June 9, 2004

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**REMARKS**

Applicant wishes to thank the Examiner for the attention accorded to the instant application.

New claims 36-66 have been added and claims 2-35 have been previously canceled. Claim 1 is amended to correct a typographical error.

Pursuant to 37 CFR 1.321(c) a timely filed terminal disclaimer is submitted herewith, under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 3 of U.S. Patent No. 6,559,903.

For the foregoing reasons, Applicants respectfully submit that claims 1 and 36-66 are now in condition for allowance. Early notice to that effect is earnestly solicited.

Respectfully submitted,

By   
Ralph J. Crispino  
Registration No. 46,144

Date: September 9, 2004  
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85 Executive Boulevard  
Elmsford, New York 10523  
Telephone (914) 345-9555  
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REVEO-0048USAC 02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn Re Continuation of 09/354,192

APPLICANT: Faris et al.

SERIAL NO.: TBD

FILING DATE: June 23, 2003

FOR: Electro-Optical Glazing Structures Having  
 Total-Reflection and Transparent Modes of  
 Operation for Use in Dynamical Control of  
 Electromagnetic Radiation

)  
 ) Group Art Unit  
 )  
 )  
 ) Examiner  
 )

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313

**TRANSMITTAL LETTER ACCOMPANYING THE FILING OF A CONTINUATION  
 APPLICATION UNDER 37 CFR. 1.53 (b)**

Transmitted herewith Please find Continuation Application, including:

- 88 pages of specification, including:
  - 13 pages of claims and 1 page of abstract;
  - 19 sheets of Figures;
  - Return Postcard; and
  - Certificate of Express Mailing under 37 CFR 1.10 (No. EV139311871US)

This is a request for filing a Continuation Application under 37 CFR 1.53(b) of

Application No. 09/354,192 filed on July 15, 1999, to issue on June 24, 2003 as US Patent No.

6,583,827.

Dated: June 23, 2003

Respectfully Submitted,

I hereby certify that this correspondence is being  
 deposited with the United States Postal Service  
 "Express Mail Post Office to Addressee" service  
 under 37 CFR 1.10 in an envelope addressed to:  
 Commissioner for Patents, PO Box 1450,  
 Alexandria, VA 22313 on:  
 June 23, 2003.

(Date of Deposit)

Ralph J. Crispino

(Name of Person Mailing Paper)

Signature

Date

EV 139311871US

("Express Mail" Mailing Label Number)

By:

*Ralph J. Crispino*  
 Ralph J. Crispino  
 Registration No. 46,144  
 REVEO, INC.

85 Executive Boulevard  
 Elmsford, New York 10523  
 Telephone: (914) 798-7270  
 Facsimile: (914) 345-9558

19589 U.S. PTO

10/601761



06/23/03

**PATENT APPLICATION FEE DETERMINATION RECORD**  
Effective October 1, 2003

Application or Docket Number

10-601761

**CLAIMS AS FILED - PART I**

(Column 1) (Column 2)

TOTAL CLAIMS		
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	minus 20 =	
INDEPENDENT CLAIMS	minus 3 =	
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

\* If the difference in column 1 is less than zero, enter "0" in column 2

**CLAIMS AS AMENDED - PART II**

(Column 1) (Column 2) (Column 3)

AMENDMENT	12303	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
		38	Minus	20	= 12
			Minus	3	= -
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

(Column 1) (Column 2) (Column 3)

AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
			Minus		=
			Minus		=
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

(Column 1) (Column 2) (Column 3)

AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
			Minus		=
			Minus		=
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

SMALL ENTITY TYPE ☐

OR OTHER THAN SMALL ENTITY

RATE	FEE
BASIC FEE	385.00
XS 9=	
X43=	
+145=	
TOTAL	

RATE	FEE
BASIC FEE	770.00
XS18=	
X86=	
+290=	
TOTAL	

SMALL ENTITY OR

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
XS 9=	108
X43=	
+145=	
TOTAL ADDIT. FEE	108

RATE	ADDITIONAL FEE
XS18=	
X86=	
+290=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
XS 9=	
X43=	
+145=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
XS18=	
X86=	
+290=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
XS 9=	
X43=	
+145=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
XS18=	
X86=	
+290=	
TOTAL ADDIT. FEE	

- \* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
  - \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
  - \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
- The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.